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PRE-APPEAL BRIEF REQUEST FOR REVIEW

Docket Number (Optional)

33012/312/101

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September 13, 2006

on

Signature

Typed or printed name Carolyn I. Erickson

Application Number

09/822,675

Filed

March 30, 2001

First Named Inventor

Barbara A. Christensen et al.

Art Unit

2154

Examiner

J. Hu

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a notice of appeal.

The review is requested for the reason(s) stated on the attached sheet(s).

Note: No more than five (5) pages may be provided.

I am the

☐

applicant/inventor.

☐

assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☒

attorney or agent of record. 25,645

Registration number

☐

attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34

Signature

Wayne A. Sivertson

Typed or printed name

612-331-1464

Telephone number

Sept 13, 2006

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒

*Total of 5 forms are submitted.

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Barbara A. Christensen et al.

Serial No. : 09/822,675

Examiner: J. Hu

Filed : March 30, 2001

Group Art Unit: 2154

For : METHOD AND MECHANISM FOR THE DEVELOPMENT AND
IMPLEMENTATION OF A WEB-BASED USER INTERFACE

Docket No. : 33012/312/101

REASONS FOR PRE-APPEAL BRIEF REQUEST FOR REVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an enveloped addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 13 day of September, 2006.

By: [Signature]
Carolyn I. Erickson

Sir:

Claims 1-4, 6-9, 11-14 and 16-19 have been rejected under 35 U.S.C. § 102(e) as being anticipated by Sears et al (US 2002/0026507). This ground of rejection should be reversed for the following reasons.

A Declaration under 37 CFR § 1.131 of all the co-inventors of the subject application, establishing under oath that the invention of pending claims 1-20 was incorporated into the Cool ICE, Revision 2.1 commercial product of Unisys Corporation, assignee of all right, title, and interest to the subject application, was filed with an AMENDMENT AFTER FINAL mailed to the United States Patent and Trademark Office on August 14, 2006, and entered into the record on August 16, 2006, as evidenced by the attached printout of the Image

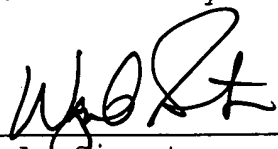
File Wrapper for Application 09/822,675 from Private PAIR. The declaration swears behind Sears et al. and removes it as a reference.

Respectfully submitted,

Barbara A. Christensen et al.

By their attorney

Date Sept. 13, 2006



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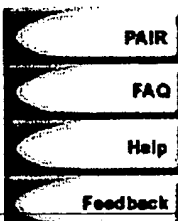
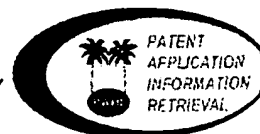
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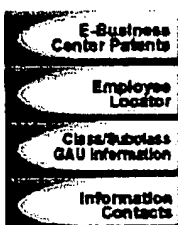


Image File Wrapper for Application No.:09/822,675

NEI

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08/29/2006	Advisory Action (PTOL-303)	PROSECUTION
08/29/2006	Amendment After Final or under 37CFR 1.312, initialed by the examiner.	PROSECUTION
08/16/2006	Fee Worksheet (PTO-875)	PROSECUTION
08/16/2006	Transmittal to TC	PROSECUTION
08/16/2006	Oath or Declaration filed	PROSECUTION
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